



TOWN OF LOS GATOS

PLANNING COMMISSION MEETING

ACTION MINUTES

TOWN COUNCIL CHAMBERS

110 E. MAIN STREET

WEDNESDAY, NOVEMBER 8, 2006 -- 7:00 P.M.

Please refer to compact disk #11-08-06 to hear the entire proceedings of this meeting.

ROLL CALL:

Present: Phil Micciche, Chair; Joanne Talesfore, Vice Chair; John Bourgeois, D. Michael Kane, Thomas O'Donnell, Lee Quintana and Stephen M. Rice

Absent: None

Others: Assistant Community Development Director Randy Tsuda, Associate Planner Joel Paulson, Assistant Planner Guido Persicone, Associate Civil Engineer Fletcher Parsons and Town Attorney Orry Korb

APPROVAL OF MINUTES - NONE

SUB-COMMITTEE REPORTS

Commissioner Talesfore - commented on the two items on the Conceptual Development Advisory Committee agenda which included the proposed projects at the former Swanson Ford and McHugh Lincoln Mercury sites on Los Gatos Blvd. **Commissioner Rice** commented that one project presented to the Committee was not consistent with the Los Gatos Blvd Plan.

VERBAL COMMUNICATION

Ray Davis Commented on the votes by Commissioners Rice and Micciche on the DeSantis project and the Commission's vote on this project needs to be clarified for the Council. Commented on the election results of the 3 incumbents, as well as the \$4,000 contribution from the real estate PAC to candidate Dennis Byron.

Michael Burke Commented on the razor wire fencing along the Los Gatos Creek Trail behind the Netflix building and expressed concern this fence should come down.

CONSENT CALENDAR - NONE

CONTINUED PUBLIC HEARING - NONE

NEW PUBLIC HEARINGS

ITEM 1 **14-16 E. Main Street**
Conditional Use Permit U 07-10

Requesting approval to expand an existing personal service business (Capelli Salon) on property zoned C-2 . APN 529-29-001.

PROPERTY OWNER: Carol Hamilton

APPLICANT: Brian Hatfield/Angela Smith

PUBLIC TESTIMONY by Brian Mason, Dick Wheeler, Dick Hamilton, Angela and Brian Hatfield and Larry Arzie.

MOTION: Motion by Commissioner O'Donnell and seconded by Commissioner Kane to approve Conditional Use Permit U-07-10. The required findings were made as noted in Exhibit A of the report dated November 2, 2006 and the application incorporated the conditions as noted in Exhibit B of the report dated November 2, 2006 with the following addition:

4. **NUMBER OF STATIONS. The maximum number of salon stations shall be nine (9).
A total of three salon stations shall be permitted at the 16 E. Main Street location.**

Motion carried 4-3 with Commissioners Quintana, Rice and Talesfore dissenting.

Appeal rights recited by Mr. Korb.

ITEM 2 **23-25 N. Santa Cruz Avenue**
Conditional Use Permit U-07-7

Requesting approval to operate a formula retail business (Apple) on property zoned C-2. APN 510-44-034 and 035.

PROPERTY OWNER: Santa Cruz Real LLC

APPLICANT: David Itzla - Apple Computer

No discussion of this item as the application was withdrawn.

ITEM 3 **980 Cherrystone Drive**
Architecture and Site Application S-02-33

Requesting approval to construct an addition which exceeds the allowable Floor Area Ratio on property zoned R-1:8. APN 523-12-039.

PROPERTY OWNER/APPLICANT: Joan Hinkin

PUBLIC TESTIMONY by Koichi Yamada, Michael Wilson, Steve Reinhold and Ray Davis.

MOTION: Motion by Commissioner Kane and seconded by **Commissioner Quintana** to deny Architecture and Site Application S-02-33.

Motion carried 7-0 for denial.

Appeal rights recited by Mr. Korb

CONTINUED OTHER BUSINESS - NONE

NEW OTHER BUSINESS

Report from Director of Community Development

Mr. Tsuda gave an update on the condition of CDD Bud Lortz and the departure of Planner Vu-Bang Nguyen. He also mentioned the election of chair and vice chair at the next Planning Commission meeting.

Commission Matters

None

ADJOURNMENT

Chair Micciche adjourned the meeting at approximately 8:35 P.M.

TOWN OF LOS GATOS PLANNING COMMISSION
November 8, 2006

Phil Micciche, Chair

APPROVED AS TO FORM AND ATTEST:

Randy Tsuda
Assistant Director of Community
Development

Bud N. Lortz
Director of Community Development